



Rep. La Shawn K. Ford

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09700HB3779ham001

LRB097 11985 PJG 66888 a

1 AMENDMENT TO HOUSE BILL 3779

2 AMENDMENT NO. _____. Amend House Bill 3779 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Personnel Code is amended by changing
5 Section 8b.1 as follows:

6 (20 ILCS 415/8b.1) (from Ch. 127, par. 63b108b.1)

7 Sec. 8b.1. For open competitive examinations to test the
8 relative fitness of applicants for the respective positions.

9 Tests shall be designed to eliminate those who are not
10 qualified for entrance into or promotion within the service,
11 and to discover the relative fitness of those who are
12 qualified. The Director may use any one of or any combination
13 of the following examination methods which in his judgment best
14 serves this end: investigation of education; investigation of
15 experience; test of cultural knowledge; test of capacity; test
16 of knowledge; test of manual skill; test of linguistic ability;

1 test of character; test of physical fitness; test of
2 psychological fitness. No person with a record of misdemeanor
3 convictions except those under Sections 11-1.50, 11-6, 11-7,
4 11-9, 11-14, 11-15, 11-17, 11-18, 11-19, 11-30, 11-35, 12-2,
5 12-6, 12-15, 14-4, 16-1, 21.1-3, 24-3.1, 24-5, 25-1, 28-3,
6 31-1, 31-4, 31-6, 31-7, 32-1, 32-2, 32-3, 32-4, and 32-8,
7 subdivisions (a)(1) and (a)(2)(C) of Section 11-14.3, and
8 sub-sections 1, 6 and 8 of Section 24-1 of the Criminal Code of
9 1961 or arrested for any cause but not convicted thereon shall
10 be disqualified from taking such examinations or subsequent
11 appointment, unless the person is attempting to qualify for a
12 position which would give him the powers of a peace officer, in
13 which case the person's conviction or arrest record may be
14 considered as a factor in determining the person's fitness for
15 the position. The eligibility conditions specified for the
16 position of Assistant Director of Healthcare and Family
17 Services in the Department of Healthcare and Family Services in
18 Section 5-230 of the Departments of State Government Law (20
19 ILCS 5/5-230) shall be applied to that position in addition to
20 other standards, tests or criteria established by the Director.
21 All examinations shall be announced publicly at least 2 weeks
22 in advance of the date of the examinations and may be
23 advertised through the press, radio and other media. The
24 Director may, however, in his discretion, continue to receive
25 applications and examine candidates long enough to assure a
26 sufficient number of eligibles to meet the needs of the service

1 and may add the names of successful candidates to existing
2 eligible lists in accordance with their respective ratings.

3 Notwithstanding any other law, beginning on the effective
4 date of this amendatory Act of the 97th General Assembly, the
5 Director of Central Management Services and the Department of
6 Employment Security shall establish a 5-year pilot program
7 under which the Director of Central Management Services and the
8 Department of Employment Security shall jointly administer the
9 competitive examinations. Under the pilot program, the
10 Director of Central Management Services and the Department of
11 Employment Security shall determine the times and places where
12 the competitive examinations shall be held, provided that the
13 competitive examinations shall be held at one Department of
14 Employment Security office per region at least once each
15 quarter. Each designated Department of Employment Security
16 testing office has the discretion to set the dates on which it
17 shall hold the competitive examinations. By March 1, June 1,
18 September 1, and December 1 of each year, a schedule of the
19 times and places where the competitive examinations shall be
20 held during the following quarter shall be posted on the
21 official websites of the Department of Central Management
22 Services and the Department of Employment Security.

23 The Director may, in his discretion, accept the results of
24 competitive examinations conducted by any merit system
25 established by federal law or by the law of any State, and may
26 compile eligible lists therefrom or may add the names of

1 successful candidates in examinations conducted by those merit
2 systems to existing eligible lists in accordance with their
3 respective ratings. No person who is a non-resident of the
4 State of Illinois may be appointed from those eligible lists,
5 however, unless the requirement that applicants be residents of
6 the State of Illinois is waived by the Director of Central
7 Management Services and unless there are less than 3 Illinois
8 residents available for appointment from the appropriate
9 eligible list. The results of the examinations conducted by
10 other merit systems may not be used unless they are comparable
11 in difficulty and comprehensiveness to examinations conducted
12 by the Department of Central Management Services for similar
13 positions. Special linguistic options may also be established
14 where deemed appropriate.

15 (Source: P.A. 95-331, eff. 8-21-07; 96-1551, eff. 7-1-11.)

16 Section 99. Effective date. This Act takes effect January
17 1, 2013."